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THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

OTSUKI, Koichi, et al.

Group Art Unit: **1611**

Serial No.: **10/567,968**

Examiner: **PURDY, Kyle A.**

Filed: **November 28, 2006**

P.T.O. Confirmation No.: **7177**

For: **ANTIVIRAL AGENT, AND FABRIC AND ANTIVIRAL MEMBER
SUPPORTING ANTIVIRAL AGENT**

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

July 1, 2009

Sir:

This is in response to the Office Action of June 3, 2009, requiring election among various species of the subject invention under the provisions of 35 USC § 121.

Applicants provisionally elect, without traverse, the invention of Species A, corresponding to claims 1-5.

If any generic claims are found to be patentable, Applicants will be entitled to consideration of additional species as well. Currently, claim 1 is generic.

In any event, Applicants reserve the right to file divisional applications directed to the non-elected claims prior to payment of the Issue Fee.

Applicants respectfully request early examination of the elected claims and favorable action on the merits. If the Examiner has any questions with this Response, please feel free to call the undersigned at the indicated telephone number.

Serial No.: 10/567,968
Response to Election of Species Requirement

In the event this paper is not timely filed, the undersigned hereby petitions for an appropriate extension of time. The fee for this extension may be charged to Deposit Account No. 01-2340, along with any other additional fees which may be required with respect to this response.

Respectfully submitted,

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